S.B.CRIMINAL MISC. III BAIL APPLICATION NO.3565/2006

Date : 09.11.2006

HON'BLE MR. SATYA PRAKASH PATHAK, J.

Mr. Kulwant Singh for the applicant.
Mr. K.L. Thakur, AAG for the State.

It is third bail application. Earlier two bail applications were rejected by Hon'ble Mr. Justice H.R. Panwar. The matter was ordered to be listed before the Regular Bench hence comes before this Court.

Learned counsel for the parties request that matter may be heard.

I have heard learned counsel for the applicant as well as the learned Additional Advocate General for the State and carefully gone through the impugned order.

Taking into consideration the overall facts and circumstances of the present case and the fact that earlier two bail applications were rejected, I do not feel inclined to consider this third bail application. Accordingly, the bail

application moved by the applicant under Section 439 Cr.P.C. stands rejected. However, the learned trial court shall expedite the trial and first record statement of injured witness. After recording of the statement of the injured witness, the applicant shall be free to move regular bail application before the learned trial court and in case any such bail application is moved, then, the learned trial court shall decide the same in accordance with law.

(SATYA PRAKASH PATHAK), J.

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